

BROOKLYN COMMUNITY BOARD 6
PUBLIC SAFETY/ENV PROT/PERMITS/LICENSES COMMITTEE
AUGUST 22, 2011

PRESENT:

P. BLAKE
M. SILVERMAN

T. MISKEL
B. STOLTZ

M. SHAMES

EXCUSED:

M. KENTON
M. SCOTT

S. MILLER
L. SONES

G. REILLY

ABSENT:

T.ALEXANDER

M. DEPALMA

J. LODGE

GUESTS:

A. CARABALLO
R. NEWTON
Z. TANGORRA
J. ELLIS
A. LAUDATO
W. CHAO
L. RUMACK

W. STERN
K. DIAMOND
J. LEVY
J. GAUTIER
L. CORDERO
J. FLORIO
P. CHANG

J. OGRODACCH
B. SEIDMAN
J. TREBACH
C. RANCEL
C. LINN
O. SHAPIRO
J. OSBORNE

*****MINUTES*****

There were five members of the committee present throughout the entire meeting. Seven members constitute a quorum. All motions are recommendations only and will require a motion at the General Board Meetings. All motions were passed by a 5 to 0 vote.

Presentation and review of a new unenclosed sidewalk cafe permit application submitted to the Department of Consumer Affairs on behalf of CH Burgers LLC dba Five Guys Burgers & Fries at 266 Court Street (between Kane/Degraw Streets), to permit 4 tables and 12 seats.

The applicant stated that the restaurant would not stay open past 11 PM and the sidewalk café would also be closed by no later than that hour. The applicant stated that there would be sufficient help to make sure that the sidewalk café space would be kept free of litter. Applicant stated compliance with our notification policy. Motion was made to approve as presented by Bette Stoltz seconded by Matt Silverman.

VOTE: 5.....YEAS 0.....NAYS
MOTION PASSED

Continued presentation and review of an on-premises liquor license application submitted to the State Liquor Authority on behalf of Three King of Kings County LLC dba Talde at 369 7th Avenue (between 11th/12th Streets).

The applicant stated that the menu would be Asian/American or as some would have it Asian fusion. This is an establishment with seventy seats and no outdoor space. Hours of operation are from 11 to 4. Applicant represented compliance with notification policy. Motion to approve as presented made by Tom Miskel and seconded by Pauline Blake. and passed 5 to 0.

VOTE: 5.....YEAS 0.....NAYS
MOTION PASSED

Presentation and review of an on-premises liquor license application submitted to the State Liquor Authority on behalf of Seersucker Inc. at 329 Smith Street (between President/Carroll Streets).

The applicant has been operating a restaurant at that location with a beer and wine license and seeks to obtain a full liquor license. Applicant represented that it provided notice as required by the Community Board. The restaurant has a backyard but has no current intent to use it and will come back to the committee if applicant ever changes its plans. Hours of operation are 6 to 10:30. Motion was made by Matt Silverman to approve as presented seconded by Bette Stoltz.

VOTE: 5.....YEAS 0.....NAYS
MOTION PASSED

Presentation and review of an on-premises liquor license application submitted to the State Liquor Authority on behalf of Blugeot LLC dba Brucie at 234 Court Street (between Baltic/Kane Streets).

The applicant is currently operating with a beer and wine license and seeks a full liquor license. Applicant represented compliance with board notification policy. Applicant stipulates that it will close at 10 on weeknights and 11 on weekends. Motion to approve as presented made by Tom Miskel and seconded by Bette Stoltz.

VOTE: 5.....YEAS 0.....NAYS
MOTION PASSED

Presentation and review of an on-premises liquor license application submitted to the State Liquor Authority on behalf of Le Montague LLC at 268 Clinton Street (between Verandah Pl/Warren Street).

Applicant stated that the establishment is primarily a restaurant. Applicant represents that notice was given to the community as per board rules. There is an outdoor deck/patio according to the application. Motion to conditionally approve subject to receipt of a stipulation to stop outdoor service by 10 and close by 11 on weekdays and stop service by 11 and close by 12 on weekends and holidays made by Pauline Blake and seconded by Tom Miskel.

Presentation and review of an on-premises liquor license application submitted to the State Liquor Authority on behalf of Wild Whiskey Warthog at 209 4th Avenue (between Sackett/Union Streets)

Applicant states that it will feature Southern/Latin food. Applicant represents that it sent required notification. There is no outside space. Applicant will serve lunch and dinner and stay open until 3 AM if there are customers. Motion to approve as presented made by Tom Miskel and seconded by Matt Silverman.

VOTE: 5.....YEAS 0.....NAYS
MOTION PASSED

Presentation and review of an on-premises liquor license application submitted to the State Liquor Authority on behalf of J and W Cafe, LLC dba Battersby at 255 Smith Street (between Douglass/Degraw Streets).

The restaurant will be open from 5 to 11 on weekdays and until 2 on weekends. The applicant represented that notification as required went to the community. Applicant stated that there is backyard space that could accommodate 20 people. Applicant was told of our request to limit outdoor hours. Bette Stoltz made a motion seconded by Tom Miskel to conditionally approve subject to receipt of a stipulation agreeing to stop service outside at 10 on weekdays and close by 11 and to stop service at 11 and close by 12 on weekends and holidays. The motion passed 5 to 0.

Presentation and review of an on-premises liquor license application submitted to the State Liquor Authority on behalf of Madarig Inc. dba TJ's Bar & Restaurant at 221 Smith Street (between Baltic/Butler Streets).

Applicant stated that it would serve Italian/Continental food. The applicant represented that notification as required went to the community. Applicant acknowledged that there is backyard space that could accommodate 18 people. Applicant was told of our request to limit outdoor hours. Tom Miskel made a motion seconded by Matt Silverman to conditionally approve subject to receipt of a stipulation agreeing to stop service outside at 10 on weekdays and close by 11 and to stop service at 11 and close by 12 on weekends and holidays and the motion passed 5 to 0.

Presentation and review of an on-premises liquor license application submitted to the State Liquor Authority on behalf of Union Street Provisions LLC at 669 Union Street (between 4th/5th Avenues)

Principal of applicant currently operates Palo Santo restaurant. Palo Santo does not have a full liquor license but as it is midblock on Union between 4th and 5th seems to find acceptance by neighbors despite location. This location is across the street and closer to 4th Avenue. There is currently no application for any outdoor space but may be a subsequent application for a sidewalk café in a year or so. The applicant represents that notice was given to the community as

per board requirements. A motion was made to approve as presented by Matt Silverman and seconded by Tom Miskel.

VOTE: 5.....YEAS 0.....NAYS
MOTION PASSED

Presentation and review of an on-premises liquor license application submitted to the State Liquor Authority on behalf of 396 6th Ave. Rest., Inc. dba Lucky Lou's Bar & Grill at 396 6th Avenue (between 6th/7th Streets).

There were a number of community members who appeared to object to this "family oriented sports bar". The community members raised objections to any bar at the location due to proximity to schools, churches, libraries, etc. It was noted that 6th Avenue is far less commercial in character than 5th or 7th Aves. In light of the comments of the community members present and the comments of the committee members, the applicant was asked not to go forward with the application as presented and to have discussion with the neighbors as to a concept more acceptable to the community. Applicant agreed not to move forward with this concept and to reschedule before the committee during our September meeting.

Presentation and review of an on-premises liquor license application submitted to the State Liquor Authority on behalf of Pizzaiol, Inc. dba Uncle Barry's at 58 5th Avenue (between Bergen St/St. Marks Pl).

The applicant failed to provide notice as required by the board and applicant was asked to provide proper notification prior to our September meeting and provide answers to our questionnaire as well. Applicant agreed to do so and come back to next month's meeting.

A motion was made by Tom Miskel and seconded by Pauline Blake to request that the State Liquor Authority take no action with respect to 223 7th Avenue, 326 Court Street, 58 5th Avenue, and 396 6th Avenue until they appear before the committee.

VOTE: 5.....YEAS 0.....NAYS
MOTION PASSED

There being no quorum present there was no vote taken to approve the minutes of the prior meeting.

A motion to adjourn was made by Pauline Blake and seconded by Tom Miskel. Motion was passed unanimously and enthusiastically.

Minutes of Public Safety, Environmental Protection and Permits and Licenses Committee were taken by Mark Shames.